HONOURABLE SHRI JUSTICE R.SUBHASH REDDY

WRIT PETITION No. 20097 OF 2005

27th June, 2006

Between:
K.Kesava Raju

… Petitioner

And

The Government of A.P. represented by
its Principal Secretary, Revenue (ENDTS.III)
Department, Secretariat, Hyderabad
and another.

…Respondents.

ORDER:

This writ petition is filed seeking directions by way of a writ of mandamus to declare the action of the respondent-T.T.D. in not implementing the orders passed by the Government dated 10.5.2004 in G.O.Rt.No.703, Revenue (Endts.III) Department.

The petitioner, who was working as Mazdoor was dismissed from service. As against the said orders of dismissal, the petitioner preferred appeal under Section 120(ii) of Act 30 of 1987. The respondent-Government, as an appellate authority, passed orders in G.O.Rt.No.703, dated 10.5.2004 modifying the punishment of dismissal from service to that of punishment of stoppage of two increments with cumulative effect. On the ground that in spite of the modification of the punishment of dismissal to that of stoppage of two increments by the Government, respondents are not taking any steps for reinstatement of the petitioner, this writ petition is filed.

However, in the counter affidavit filed, it is stated that on the review petition being filed by the 3rd respondent, the orders passed in G.O.Rt.No.703 are suspended and the review petition is pending.

Inasmuch as the orders passed in G.O.Rt.No.703, dated 10.5.2004 are suspended in the review petition, no direction can be given by this court for implementation of the said order. However, as the orders in G.O.Rt.No.703 are passed on 10.5.2004 and the petitioner is out of service for the last four years, I dispose of the writ petition directing the first respondent to decide the review application filed by 3rd respondent and pass appropriate final orders

within a period of six weeks from today after issuing necessary notice to the petitioner as well as 3rd respondent.

Subject to the above direction, the writ petition is disposed of. No order as to costs.

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27.6.2006

(R.SUBHASH REDDY, J.)

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